

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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MIRKO DJURDJEVICH, individually and on  
behalf of others similarly situated,

Civil Action No.: 17-CV-00261  
(AJN)

Plaintiff,

**NOTICE OF MOTION**

-against-

FLAT RATE MOVERS, LTD., SAM GHOLAM  
ISRAEL CARMEL and JOHN DOES 1-10,

Defendants.

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PLEASE TAKE NOTICE, that upon the Memorandum of Law, Declaration of Christopher R. Travis, dated the 31<sup>st</sup> Day of March, 2017, and all exhibits thereto, and upon all the annexed prior pleadings and proceedings, the undersigned will Move this Court, before the Honorable Alison J. Nathan, United States District Judge, United States District Court for the Southern District of New York at 40 Foley Square, New York, New York 10007, for an Order pursuant to Rule 12(b) of the Federal Rules of Civil Procedure, dismissing Plaintiff's Amended Complaint against Defendants Flat Rate Movers, Ltd., Sam Gholam, and Israel Carmel, for failure to state a claim, in its entirety with prejudice; and for such other and further relief as this Court may deem just and proper.

Pursuant to Federal Rules of Civil Procedure §6 Plaintiff has fourteen (14) days to respond to this motion.

Dated: New York, New York  
May 18, 2017

TRAVIS LAW PLLC

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/s/

By: Christopher Travis  
Joseph DeBlase  
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